

OPINION 1233
PULTENEY'S DORSET CATALOGUES, 1799,
ADDED TO OFFICIAL LIST

RULING.—(1) It is hereby ruled that the *Catalogues of the birds, shells and some of the more rare plants, of Dorsetshire* by William Pulteney, 1799, were published within the meaning of the Code.

(2) The title of the work cited in (1) above is hereby placed on the Official List of Works approved as available in Zoological Nomenclature with the Title Number 45.

HISTORY OF THE CASE Z.N.(S.)2110

An application from the late Dr L.R. Cox (*British Museum (Natural History), London*) for the suppression of Pulteney's *Catalogues of the birds, shells, and some of the more rare plants, of Dorsetshire*, 1799, was first received on 12 September 1950. Dr Cox was concerned to conserve the names of certain common Cretaceous molluscs that were junior synonyms of names published by Pulteney. To this end he had published a paper in *Proc. malac. Soc. London*, vol. 24, pp. 121–128, 1940, showing the effect on nomenclature of adopting Pulteney's names. The effect of this paper was, contrary to expectations, to encourage the use of Pulteney's names and the proposal to suppress the work was never published in *Bull. zool. Nom.*

On 20 January 1975 an application was received from Commissioner David Heppell for the placing of the title of Pulteney's work on the Official List. This application sought to show the effect on the nomenclature of extant Mollusca of not using Pulteney's names. It was sent to the printer on 16 February 1978 and published on 31 July 1978 in *Bull. zool. Nom.* vol. 35, pp. 40–43. Public notice of the possible use of the plenary powers in the case was given in the same part of the *Bulletin* as well as to the statutory serials, to eight general and three specialist serials. In the event, however, that part of Mr Heppell's application that postulated the use of the plenary powers was not proceeded with. No comments were received.

DECISION OF THE COMMISSION

On 25 February 1982 the members of the Commission were invited to vote under the Three-Month Rule in Voting Paper (1982)4 for or against the proposals set out in *Bull. zool. Nom.* vol.

35, p. 42, paragraph 8 only. At the close of the voting period on 25th May 1982 the state of the voting was as follows:

Affirmative Votes — nineteen (19) received in the following order: Melville, Holthuis, Alvarado, Mroczkowski, Starobogatov, Willink, Trjapitzin, Tortonese, Halvorsen, Vokes, Habe, Bayer, Welch, Brinck, Sabrosky, Nye, Hahn, Heppell, Kraus

Negative Vote — Cogger.

Lehtinen abstained. Corliss returned a late affirmative vote. Ride was on leave of absence. No votes were returned by Bernardi, Binder and Dupuis.

The following comments were returned by members of the Commission with their voting papers:

Holthuis: 'Pulteney's publication is perfectly available under the present Code and no special ruling by the Commission is required'.

Cogger: 'In voting against the proposal I do so on two grounds: (a) that an affirmative vote would appear to be contrary to Article 8(3), and (b) that the applicant does not provide any evidence that nomenclatural stability would be seriously disturbed by strict application of the Code. However, I fully endorse the applicant's desire to clarify, by more careful definition if possible, the status of preprints as publications'.

Brinck: 'I vote in favour because of the importance of the names involved, since in principle I am against such action'.

Kraus: 'The impression is that Pulteney's work, as a preprint, was not issued for the purpose of public, permanent record (Article 8 and Article 9(2)). There is no need to validate the authorship of Pulteney, 1799, and according to Winkworth, 1932, it seems preferable to attribute the names in question to Montagu, 1803'.

ORIGINAL REFERENCE

The following is the original reference to a work whose title has been placed on the Official List of Works approved as available in Zoological Nomenclature by the ruling given in the present Opinion: R. Pulteney, 1799, *Catalogues of the birds, shells, and some of the more rare plants, of Dorsetshire* (privately published).

CERTIFICATE

I hereby certify that the votes cast on V.P.(82)4 were cast as set out above, that the proposal contained in that voting paper has been duly adopted, and that the decision so taken, being the

decision of the International Commission on Zoological Nomenclature, is truly recorded in the present Opinion No. 1233.

R. V. MELVILLE

Secretary

International Commission on Zoological Nomenclature
London
13 July 1982